

DAO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Massachusetts

PLAINTIFF

Ian J. Brown, et al.

V. DEFENDANT AND THIRD PARTY PLAINTIFF

United States of America, Verizon New England, Inc.
and Boston Edison Company d/b/a NSTAR Electric

THIRD PARTY SUMMONS IN A CIVIL ACTION

Case Number: 04-11924-RGS

V. THIRD PARTY DEFENDANT

Town of Bedford

To: Name and address of Third Party Defendant

Town Clerk, Town of Bedford
10 Mudge Way, Bedford, MA 01730

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Scott E. Charnas
Manheimer & Charnas, LLP
210 Commercial Street
Boston, MA 02109

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Damian Wilmot, U.S. Attorney's Office, One Courthouse
Way, Suite 9200, Boston, MA 02210

William Worth, Esq., Prince, Lobel, Glovsky & Tye, LLP
585 Commercial Street, Boston, MA 02109

Michael K. Callahan, Esq., NSTAR Electric Gas, 800
Boylston Street, 17th Floor, Boston, MA 02199

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, unless (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



CLERK

(By) DEPUTY CLERK

FEB 14 2006

DATE

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

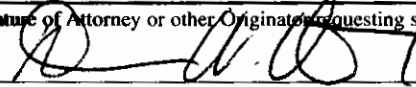
See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Ian J. Brown, et al.		FILED IN CLERKS OFFICE 2006 APR 27 2 15 PM U.S. DISTRICT COURT DISTRICT OF MASS.	COURT CASE NUMBER 04-11924-RGS
DEFENDANT United States of America			TYPE OF PROCESS
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Town Clerk, Town of Bedford		
	ADDRESS (Street or RFD, Apartment No., City, State and Zip Code) 10 Mudge Way, Bedford, MA 01730		

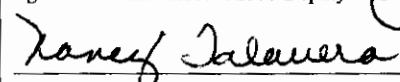
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: Damian wilmot U.S. Attorney's Office One Courthouse Way, Suite 9200 Boston, MA 02210		Number of process to be served with this Form - 285 1
		Number of parties to be served in this case 1
		Check for service on U.S.A. yes

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):
Fold

Please serve by February 24, 2006.

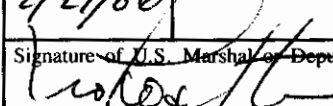
Signature of Attorney or other Originator requesting service on behalf of: 	<input type="checkbox"/> PLAINTIFF <input checked="" type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 617-748-3398	DATE 2/14/06
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 38	District to Serve No. 38	Signature of Authorized USMS Deputy or Clerk 	Date 2/14/06
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 2/21/06
	Time pm
	Signature of U.S. Marshal or Deputy 

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS:

IFAXED And mailed